

**REMARKS/ARGUMENTS**

Claims 1-36 were rejected for double patenting, as claiming the same invention as that in U.S. patent 6,303,347. These claims have been canceled. Claims 37-48 were rejected for obviousness-type double patenting over claims of the same patent. They, too, have been canceled.

The claims now in this application are new claims 49-62, which claim a small class of aminoalkyl glucosaminide phosphate compounds having C<sub>6</sub> and/or C<sub>10</sub> acyl groups and further containing a hydroxy, carboxy or amido group as the R<sup>6</sup> substituent. By "C<sub>6</sub> acyl" is meant the group C<sub>5</sub>H<sub>11</sub>CO, and by "C<sub>10</sub> acyl" is meant the group C<sub>9</sub>H<sub>19</sub>CO. While this class of compounds is not specifically mentioned as a class or subclass in the specification, it is deemed properly and clearly disclosed from the compounds in Table 2 (pp. 42-44) which includes twenty-one such compounds, including eight compounds having various combinations of C<sub>6</sub> and C<sub>10</sub> acyl groups (compounds B30 and B35-B41).

**CONCLUSION**

Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

Joel G. Ackerman  
Reg. No. 24,307

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: 415-576-0200  
Fax: 415-576-0300  
JA:ja  
60036874 v1